UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

ERIC ANDERSON,

Petitioner,

v.

CIVIL ACTION NO. 14-13547-WGY

SEAN MEDEIROS,

Respondent.

<u>ORDER</u>

YOUNG, D.J.

September 8, 2014

- 1. The motion (#2) for leave to proceed <u>in forma pauperis</u> is GRANTED.
- 2. The motion for appointment of counsel (#5) is <u>DENIED</u>
 WITHOUT PREJUDICE. Under the Criminal Justice Act ("CJA"), 18
 U.S.C. § 3006A, the Court may appoint counsel for a "financially eligible" habeas petitioner if (1) the Court holds an evidentiary hearing; or (2) "the interests of justice" otherwise so require.

 <u>See</u> Rule 8(c) of the Rules Governing Section 2254 Cases; 18
 U.S.C. § 3006A(a)(2). Here, the interests of justice do not require the appointment of CJA counsel at this stage of the proceedings. The petitioner may renew the after the respondent has filed a response to the petition.

SO ORDERED.

/s/ William G. Young
WILLIAM G. YOUNG
UNITED STATES DISTRICT JUDGE